

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER <b>MIYAI 2</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/560931</b>
INTERNATIONAL APPLICATION NO. <b>PCT/JP2004/008317</b>	INTERNATIONAL FILING DATE <b>June 14, 2004</b>	PRIORITY CLAIMED <b>June 17, 2003</b>
TITLE OF INVENTION <b>FILM SWEETENING COMPOSITION</b>		
APPLICANT(S) FOR DO/EO/US <b>Toshiharu MIYAI et al.</b>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f) ) as soon as the application is in order for such purpose and the applicable requirements of 35 U.S.C. 371(c) have been complied with.</li> <li><input type="checkbox"/> The US has been elected (Art 31).</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto (required only if not transmitted by the International Bureau).</li> <li><input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li><input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li><input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11. to 16. below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li><input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input type="checkbox"/> An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li><input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li><input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li><input type="checkbox"/> A computer-readable sequence form of the sequence listing in accordance with PCT Rule 13<sup>ter</sup>.2 and 37 CFR 1.821-1.825.</li> <li><input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li><input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4)</li> <li><input checked="" type="checkbox"/> Other items or information:             <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Courtesy copy of the first page of the International Publication (WO 2004/112504 A1).</li> <li><input checked="" type="checkbox"/> Courtesy Copy of the International Search Report.</li> <li><input checked="" type="checkbox"/> The application is (or will be) assigned to: KABUSHIKI KAISHA HAYASHIBARA SEIBUTSU KAGAKU KENKYUJO whose address is 2-3, Shimoishii 1-chome, Okayama-shi, Okayama, Japan.</li> </ul> </li> </ol>		

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21. The following fees are submitted:

<p><input checked="" type="checkbox"/> a) <b>BASIC NATIONAL FEE (37 CFR 1.492(a))</b>.....\$300.00</p> <p><input checked="" type="checkbox"/> b) <b>SEARCH FEE (37 CFR 1.492(b))</b></p> <p style="padding-left: 20px;"><input type="checkbox"/> US was International Searching Authority.....\$100.00</p> <p style="padding-left: 20px;"><input checked="" type="checkbox"/> Other ISR provided to USPTO.....\$400.00</p> <p style="padding-left: 20px;"><input type="checkbox"/> All other situations.....\$500.00</p> <p><input checked="" type="checkbox"/> c) <b>EXAMINATION FEE (37 CFR 1.492 (c))</b></p> <p style="padding-left: 20px;"><input type="checkbox"/> IPEA/US gave wholly favorable IPER.....\$100.00</p> <p style="padding-left: 20px;"><input checked="" type="checkbox"/> All other situations.....\$200.00</p> <p style="text-align: center;"><b>TOTAL OF ABOVE CALCULATIONS :</b></p> <p>Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(h)).</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">TOTAL SHEETS</td> <td style="width: 15%;">EXTRA SHEETS</td> <td style="width: 30%;">Number of each additional 50 or fraction thereof (round up to a whole number)</td> <td style="width: 15%;">RATE (1.492(g))</td> <td style="width: 25%;"></td> </tr> <tr> <td>31 - 100</td> <td>/50</td> <td></td> <td>X \$250.00</td> <td></td> </tr> </table> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">CLAIMS</td> <td style="width: 20%;">Number Filed</td> <td style="width: 20%;">Number Extra</td> <td style="width: 20%;">Rate (1.492 (d-f))</td> <td style="width: 20%;"></td> </tr> <tr> <td>Total Claims</td> <td>10 - 20 =</td> <td></td> <td>X \$ 50.00</td> <td>\$</td> </tr> <tr> <td>Independent Claims</td> <td>1 - 3 =</td> <td></td> <td>X \$200.00</td> <td>\$</td> </tr> <tr> <td>Multiple Dependent Claims (if applicable)</td> <td></td> <td></td> <td>+ \$360.00</td> <td>\$</td> </tr> </table> <p style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b> \$900.00</p> <p>Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.</p> <p style="text-align: right;"><b>SUBTOTAL =</b> \$900.00</p> <p>Processing fee of \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(i)).</p> <p style="text-align: right;"><b>TOTAL NATIONAL FEE =</b> \$900.00</p> <p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</p> <p style="text-align: right;"><b>TOTAL FEES ENCLOSED =</b> \$900.00</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 60%;"></td> <td style="width: 20%; text-align: center;">Amount to be:</td> <td style="width: 20%;"></td> </tr> <tr> <td></td> <td style="text-align: center;">refunded</td> <td style="text-align: center;">\$</td> </tr> <tr> <td></td> <td style="text-align: center;">charged</td> <td style="text-align: center;">\$</td> </tr> </table>	TOTAL SHEETS	EXTRA SHEETS	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE (1.492(g))		31 - 100	/50		X \$250.00		CLAIMS	Number Filed	Number Extra	Rate (1.492 (d-f))		Total Claims	10 - 20 =		X \$ 50.00	\$	Independent Claims	1 - 3 =		X \$200.00	\$	Multiple Dependent Claims (if applicable)			+ \$360.00	\$		Amount to be:			refunded	\$		charged	\$	<b>CALCULATIONS PTO USE ONLY</b>	
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**Payment Method (check one only)**

a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.

b. ☒ Credit Card Payment Form (PTO-2038), authorizing payment in the amount of \$900.00, is attached.

c. ☐ Please charge my Deposit Account No. **02-4035** in the amount of \$\_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

**Handling of Fee Deficiencies (check one only)**

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **02-4035**. A duplicate copy of this sheet is enclosed.

☐ If a deficiency exists in the basic national fee set by 37 CFR 1.492(a), please charge it to Deposit Account **02-4035**. At this time, no authorization is given to charge any other fees.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

Direct all correspondence to the address associated with  
**CUSTOMER NUMBER 001444**, which is currently:

**BROWDY AND NEIMARK, P.L.L.C.**  
**624 NINTH STREET, N.W., SUITE 300**  
**WASHINGTON, D.C. 20001**  
**TEL: (202) 628-5197**  
**FAX: (202) 737-3528**

Date of this submission: **December 15, 2005**

SIGNATURE  
 Roger L. Browdy  
 NAME  
 25,618  
 REGISTRATION NUMBER

RLB:lmh